IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 3433 OF 2006
(Leave to file appeal)

Rupee Cooperative Bank
Ltd., Thane ..Applicant

Vs.

State of Maharashtra and
anr. ..Respondent

Mr. C.P. Deogirikar for the applicant.
Mr. A.S. Shitole, APP for State.
Mr. Anup Pandey i/by Mr.Jay Bhatia for respondent no.2.

CORAM: B.H. MARLAPALLE, J.

Date : July 10, 2007.

P.C.:

. Heard Mr. Deogirikar for the applicant-complainant and Mr.Pandey with Mr.Bhatia the learned counsel for the respondent no.2-accused.

. Having regards to the reasoning set out in the impugned order and the contents of the letter dated 19/7/2002 addressed by the accused-comapny to the complainant-bank, this is a fit case to grant special

leave to appeal under Section 378 (4) of Cr.P.C.

. Hence the application is allowed and special leave to appeal is hereby granted.

. Appeal is admitted.

. Call for R & P in Summary Criminal Case No.3801 of 2002 decided by the learned 7th JMFC at Thane.

. Action under Section 390 of Cr.P.C. to be taken by the trial court.

(B.H. Marlapalle,J.)